

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) P-7339-US
In re Application of LEVY, Andrew		
Application Number 10/748,177		Filed December 31, 2003
For METHOD OF PREDICTING A BENEFIT OF ANTIOXIDANT THERAPY FOR PREVENTION OF CARDIOVASCULAR DISEASE IN HYPERGLYCEMIC PATIENTS		
Group Art Unit 1634	Examiner ANNE	GOLDBERG, JEANINE
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated, July 2, 2008, rejecting the following claims: 1, 12-15 and 26-28		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$		
<input checked="" type="checkbox"/> Applicant is a small entity under 37 CFR 1.9 and 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ 270
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
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<input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
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<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
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I am the <input type="checkbox"/> applicant. <input type="checkbox"/> assignee of record of the entire interest. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a).		
Pearl Cohen Zedek Latzer, LLP 1500 Broadway, 12th Floor New York, New York 10036 Tel: (646) 878-0800 Fax: (646) 878-0801		Signature Name: Mark S. Cohen Reg. No. 42,425 Typed or printed name December 29, 2008 Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.